

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chairman Jon C. Sesso, on March 23, 2009 at 2:30 P.M., in Room 102 Capitol

ROLL CALL

Members Present:

Rep. Jon C. Sesso, Chairman (D)
Rep. Duane Ankney (R)
Rep. Dennis Getz (D)
Rep. Bill E. Glaser (R)
Rep. Ray Hawk (R)
Rep. Teresa K. Henry (D)
Rep. Cynthia Hiner (D)
Rep. Roy Hollandsworth (R)
Rep. Galen Hollenbaugh (D)
Rep. Llew Jones (R)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. Walter McNutt (R)
Rep. Robert Mehlhoff (D)
Rep. Penny Morgan (R)
Rep. Bill Nooney (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Don Roberts (R)
Rep. Cheryl Steenson (D)
Rep. Dan Villa (D)

Members Excused: None

Members Absent: None

Staff Present: Jon Moe, Legislative Branch
Samuel Speerschneider, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 645 Discussion, 3/20/2009

Executive Action: HB 334; HB 52; HB 472; HB 464;
HB 482; HB 644; HB 226; HB 110;
HB 229; HB 660; HB 50

00:00:09 Chairman Sesso

00:01:13 Jon Moe, Legislative Fiscal Analyst (LFD)

EXECUTIVE ACTION ON HB 334

00:02:54 **Motion/Vote:** Rep. Hollandsworth moved to **RECONSIDER THE MOTION** on **HB 334**. Motion carried unanimously by voice vote.

00:03:36 Mr. Moe

00:04:15 Chairman Sesso

00:05:07 **Motion/Vote:** Rep. Hiner moved that **HB 334 BE TABLED**. Motion carried unanimously by voice vote.

00:06:06 Rep. Morgan

EXHIBIT(aph64b01)

00:07:08 Chairman Sesso

EXECUTIVE ACTION ON HB 52

00:07:56 **Motion:** Rep. Villa moved that **HB 52 DO PASS**.

Discussion:

00:08:22 Rep. McNutt

00:09:26 Chairman Sesso

00:09:54 **Motion:** Rep. McNutt moved that **HB 52 BE CONCEPTUALLY AMENDED**.

00:10:17 Chairman Sesso

00:11:40 **Vote:** Motion carried unanimously by voice vote.

00:11:56 **Motion:** Rep. McNutt moved that **HB 52 DO PASS AS AMENDED**.

Discussion:

00:12:37 Rep. Jones
00:12:47 Chairman Sesso
00:13:14 Rep. McChesney
00:14:18 Rep. McNutt
00:16:26 Chairman Sesso

00:17:02 **Vote:** Motion carried 18-2 by voice vote with Rep. Hawk and Kasten voting no.

EXECUTIVE ACTION ON HB 472

00:19:39 **Motion:** Rep. Hiner moved that **HB 472 DO PASS.**

Discussion:

00:20:32 Chairman Sesso
00:23:54 Rep. McChesney
00:25:04 Chairman Sesso

00:26:25 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 464

00:26:57 **Motion:** Rep. Jones moved that **HB 464 DO PASS.**

00:27:09 **Motion:** Rep. Jones moved that **HB 464 BE CONCEPTUALLY AMENDED.**

Discussion:

00:28:18 Rep. Steenson
00:29:12 Rep. Villa
00:29:28 Chairman Sesso
00:29:32 Rep. Villa
00:29:59 Chairman Sesso
00:30:27 Rep. Jones
00:31:04 Chairman Sesso
00:31:21 Rep. Jones
00:31:50 Chairman Sesso
00:32:18 Rep. Jones

00:33:40 **Vote:** Motion carried unanimously by voice vote.

00:33:56 **Motion:** Rep. Jones moved that **HB 464 DO PASS AS AMENDED.**

00:35:01 **Motion:** Rep. Jones moved that **HB 464 BE CONCEPTUALLY AMENDED.**

Discussion:

00:35:20 Rep. Villa

00:36:44 **Vote:** Motion carried unanimously by voice vote.

00:36:57 **Vote:** Motion to pass **HB 464 AS AMENDED** carried 17-3 by voice vote with Rep. Kasten, Rep. Hawk and Rep. Morgan voting no. Rep. McChesney voted by proxy.

EXECUTIVE ACTION ON HB 482

00:37:34 **Motion:** Rep. Ankney moved that **HB 482 DO PASS.**

00:38:46 **Substitute Motion/Vote:** Rep. Ankney made a substitute motion that **HB 482 BE TABLED.** Substitute motion carried unanimously by voice vote. Rep. McChesney voted by proxy.

EXECUTIVE ACTION ON HB 644

00:39:36 **Motion:** Rep. Villa moved that **HB 644 DO PASS.**

Discussion:

00:40:11 Rep. Morgan

00:40:48 Chairman Sesso

00:42:52 Rep. Mehlhoff

00:43:40 Chairman Sesso

00:45:26 Rep. Mehlhoff

00:45:44 **Motion:** Rep. Hiner moved that **HB 644 BE CONCEPTUALLY AMENDED.**

Discussion:

00:46:10 Rep. Kasten

00:46:50 Rep. Morgan

00:47:37 Chairman Sesso

00:48:52 **Vote:** Motion carried unanimously by voice vote with Rep. McChesney voting by proxy.

00:49:05 **Motion/Vote:** Rep. Hiner moved that **HB 644 DO PASS AS AMENDED.** Motion carried 19-1 by voice vote with Rep. Hawk voting no. Rep. McChesney voting by proxy.

Discussion:

00:49:53 Chairman Sesso
00:50:42 Rep. Hiner
00:52:44 Rep. Morgan

EXECUTIVE ACTION ON HB 229

00:53:47 **Motion:** Rep. Villa moved that **HB 229 DO PASS.**
00:54:05 **Motion:** Rep. Villa moved that **HB 229 BE CONCEPTUALLY AMENDED.**

Discussion:

00:54:22 Rep. Jones
00:54:26 Rep. Villa
00:54:45 Rep. Nooney

00:55:13 **Vote:** Motion carried unanimously by voice vote.
00:55:28 **Motion:** Rep. Villa moved that **HB 229 DO PASS AS AMENDED.**

Discussion:

00:56:33 Mr. Moe
00:57:10 Rep. Villa
00:57:59 Rep. Jones
00:58:17 Rep. Villa withdrew his motion.
00:58:28 Rep. Mehlhoff
00:58:33 Rep. Villa
00:58:41 Rep. Mehlhoff
00:59:26 Rep. Ankney
01:00:20 Rep. Hollenbaugh
01:00:39 Rep. Hiner
01:01:44 Chairman Sesso
01:03:38 Rep. Hawk
01:03:42 Rep. Villa
01:04:05 Rep. Jones
01:04:13 Rep. Sesso

EXECUTIVE ACTION ON HB 110

01:06:40 **Motion:** Rep. Hiner moved that **HB 110 DO PASS.**

Discussion:

01:06:47 Chairman Sesso

01:10:47 **Motion:** Chairman Sesso moved that **HB 110 BE CONCEPTUALLY AMENDED.**

Discussion:

01:13:26 Rep. Morgan
01:13:56 Chairman Sesso
01:15:10 Rep. Mehlhoff
01:15:29 Chairman Sesso
01:17:36 Rep. Mehlhoff

01:18:03 **Vote:** Motion carried unanimously by voice vote. Rep. McChesney voted by proxy.

01:18:31 **Motion/Vote:** Rep. Kasten moved that **HB 110 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. McChesney voted by proxy.

Discussion:

01:19:10 Rep. Getz
01:19:46 Rep. Henry
01:20:18 Chairman Sesso
01:21:00 Rep. Ankney
01:21:23 Rep. Villa
01:22:06 Rep. Getz

EXECUTIVE ACTION ON SB 119

01:22:24 **Motion:** Rep. Morgan moved that **SB 119 BE CONCURRED IN.**

01:23:31 Rep. Morgan withdrew her motion.

EXECUTIVE ACTION ON HB 226

01:23:43 **Motion:** Rep. Henry moved that **HB 226 DO PASS.**

Discussion:

01:25:15 Chairman Sesso
01:25:47 Rep. Villa
01:26:40 Rep. Henry

01:27:00 **Motion:** Rep. Henry moved that **HB 226 BE CONCEPTUALLY AMENDED.**

Discussion:

01:28:13 Rep. Jones

01:28:30 Pat Gervais, Legislative Fiscal Division
01:29:34 Rep. Henry
01:30:00 Ms. Gervais
01:30:19 Rep. Jones
01:30:43 Rep. Henry withdrew her motion.
01:31:03 Rep. Jones
01:31:07 Chairman Sesso
01:31:21 Rep. Villa
01:31:47 Ms. Gervais

EXECUTIVE ACTION ON HB 660

01:33:15 **Motion:** Rep. Villa moved that **HB 660 DO PASS.**

Discussion:

01:33:51 Chairman Sesso
01:34:15 Rep. Kasten
01:34:20 Rep. McChesney returned to the committee room

01:34:22 **Substitute Motion/Vote:** Rep. Kasten made a substitute motion that **HB 660 BE TABLED. Vote:** Substitute motion failed 10-10 by roll call vote with Rep. Ankney, Rep. Glaser, Rep. Hawk, Rep. Hollandsworth, Rep. Jones, Rep. Kasten, Rep. McNutt, Rep. Morgan, Rep. Nooney, and Rep. Roberts voting aye.

01:37:03 **Motion:** Chairman Sesso moved that **HB 660 BE AMENDED. EXHIBIT(aph64b02)**

01:38:30 **Vote:** Motion carried unanimously by voice vote.

01:38:40 **Motion/Vote:** Rep. Villa moved that **HB 660 DO PASS AS AMENDED.** Motion failed 8-12 by roll call vote with Rep. Getz, Rep. Henry, Rep. Hiner, Rep. Hollenbaugh, Rep. Mehlhoff, Rep. Sesso, Rep. Steenson, and Rep. Villa voting aye.

01:40:30 **Motion/Vote:** Rep. Jones moved that **HB 660 BE TABLED.** Motion carried 12-8 by voice vote with Rep. Getz, Rep. Henry, Rep. Hiner, Rep. Hollenbaugh, Rep. Mehlhoff, Rep. Sesso, Rep. Steenson, and Rep. Villa voting no.

Discussion:

01:41:47 Chairman Sesso
01:42:23 Rep. Morgan
01:42:29 Chairman Sesso
01:45:19 Rep. Glaser

01:47:25 Recess
02:11:15 Reconvene

02:11:20 Chairman Sesso

EXECUTIVE ACTION ON HB 50

02:14:37 **Motion:** Rep. Hawk moved that **HB 50 DO PASS.**

Discussion:

02:16:13 Chairman Sesso
02:16:48 Rep. Hawk
02:16:58 Chairman Sesso
02:17:06 Rep. Villa
02:18:20 Rep. Hawk
02:18:29 Rep. Villa
02:18:40 Rep. Morgan
02:18:57 Rep. Villa
02:19:56 Rep. Hawk
02:21:00 Rep. Villa
02:22:09 Rep. Morgan
02:22:27 Rep. Villa
02:22:40 Rep. Hawk
02:22:55 Rep. Hawk withdrew his motion.

Discussion of HB 645

02:23:47 Chairman Sesso
EXHIBIT (aph64b03)
02:33:47 Rep. Jones
02:34:19 Chairman Sesso
02:35:26 Rep. Villa
02:36:21 Rep. McChesney
02:36:46 Chairman Sesso
02:36:54 Rep. McChesney
02:37:24 Rep. Jones
02:38:25 Rep. Villa
02:38:59 Rep. Jones
02:39:10 Rep. Morgan
02:39:35 Rep. Mehlhoff
02:40:02 Rep. Morgan
02:40:31 Chairman Sesso
02:41:02 Alec Hansen, League of Cities and Towns
02:42:26 Chairman Sesso
02:42:48 Mr. Hansen
02:43:15 Rep. Mehlhoff
02:43:41 Rep. Nooney
02:43:49 Chairman Sesso

02:45:59 Harold Blattie, Executive Director, Montana Association
of Counties

EXHIBIT (aph64b04)

02:48:21 Chairman Sesso
02:48:43 Mr. Blattie
02:49:07 Chairman Sesso
02:49:39 Rep. Pease-Lopez
02:50:10 Mr. Blattie
02:51:58 Chairman Sesso
02:53:07 Rep. Villa
02:53:25 Rep. Jones
02:53:46 Rep. Villa
02:54:01 Rep. Morgan
02:54:21 Rep. Villa
02:54:58 Rep. Glaser
02:55:32 Chairman Sesso
02:56:23 Mr. Hansen
02:57:02 Chairman Sesso
02:57:45 Rep. McChesney
02:58:23 Chairman Sesso
02:59:38 Andy Poole, Deputy Director, Department of Commerce
03:00:35 Rep. McChesney
03:01:07 Chairman Sesso
03:02:20 Tony Preite, Director, Department of Commerce
03:02:51 Amy Sassano, Office of Budget and Program Planning
(OBPP)
03:03:36 Chairman Sesso
03:04:27 Mr. Hansen
03:04:57 Rep. Ankney
03:05:25 Rep. Morgan
03:05:55 Chairman Sesso
03:06:08 Ms. Sassano
03:06:28 Rep. Villa
03:07:32 Rep. Jones
03:08:15 Chairman Sesso
03:10:00 Rep. Morgan
03:10:06 Chairman Sesso
03:10:27 Rep. Villa
03:12:53 Rep. Jones
03:13:24 Rep. Glaser
03:14:11 Chairman Sesso
03:15:18 Rep. Villa
03:15:27 Rep. Jones
03:15:38 Chairman Sesso
03:15:43 Rep. Jones
03:15:53 Rep. Villa
03:17:18 Rep. Hollandsworth
03:18:00 Chairman Sesso
03:18:34 Rep. Villa
03:19:13 Rep. Kasten

03:19:31 Chairman Sesso
03:20:29 Rep. Villa
03:21:33 Chairman Sesso
03:22:45 Rep. Hollenbaugh
03:22:59 Rep. Villa
03:24:36 Rep. Jones
03:24:51 Rep. Villa
03:24:59 Chairman Sesso
03:25:19 Rep. Villa
03:26:31 Chairman Sesso
03:26:45 Rep. Villa
03:27:56 Rep. Hollenbaugh
03:28:43 Rep. McChesney
03:29:47 Rep. Glaser
03:29:56 Chairman Sesso
03:30:10 Rep. McChesney
03:30:29 Chairman Sesso
03:30:56 Rep. McChesney
03:31:47 Rep. Pease-Lopez
03:32:21 Rep. Villa
03:32:45 Rep. Pease-Lopez
03:33:01 Rep. Villa
03:33:26 Rep. Steenson
03:33:43 Rep. Jones
03:34:50 Chairman Sesso
03:35:12 Rep. Morgan
03:43:10 Chairman Sesso
03:44:53 Rep. Morgan
03:45:03 Rep. Henry
03:46:14 Chairman Sesso
03:47:04 Rep. Henry
03:47:19 Rep. Roberts
03:48:42 Rep. Pease-Lopez
03:49:37 Chairman Sesso
03:49:48 Rep. Hiner
03:51:55 Chairman Sesso
03:52:02 Rep. Hollenbaugh
03:52:35 Chairman Sesso

ADJOURNMENT

03:55:37 Adjournment: 6:00 P.M.

Samuel Speerschneider, Secretary

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Additional Documents:

EXHIBIT ([aph64bad.pdf](#))